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MAR 23 2011

OFFICE OF PETITIONS

37 CFR 1.377

On 2-23-2011 I faxed the credit card payment form to the maintenance fee division. The monies needed to pay my fees were in my account on that day. The monies were also in my account on the day the payment was processed 2-25-2011. I am including my bank documents to verify my point. For some reason the payment was not accepted or properly processed. I made an honest attempt at payment and I still do. I ask that you grant me all my patent rights and I hope that you accept my sincere attempt at reconciling this mishap. A Cashier's Check is submitted with these documents covering the maintenance fee. Thanks for listening to my request

OFFICE OF PETITION

PATENT - 5873766

INVENTOR – MICHAEL BURTON

FEE – \$2120.00

Ph.1-313-269-0455

03/18/2011 DALLEN 00000012 5873766

01 FC:1599

2120.00 OP

Commissioner for Patents

ATTN: OFFICE OF PETITION

P.O. Box - 1450

Alexandria Virginia 22313-1450



**First Independence
Bank**

44 MICHIGAN AVENUE • DETROIT, MICHIGAN 48226
TELEPHONE 313-256-8400

March 10, 2011

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OFFICE OF PETITIONS

RE: Michael Burton/Acct#307047449

To Whom it May Concern:

This letter is to verify the above referenced customer had a sufficient ending balance on February 23rd & 25th 2011 to cover 2,120.00. Should you have any questions feel free to contact me at 313-342-0900.

Thank you,

Danielle Edwards



Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

MICHAEL BURTON
18469 ROSELAWN
DETROIT, MI 48221



February 25, 2011 RECEIVED

MAR 23 2011

NOTICE OF NON-ACCEPTANCE OF PATENT MAINTENANCE FEE

OFFICE OF PETITIONS

REGARDING PATENT NUMBER: 5873766

PAYMENT STATUS:

Payment Amount Received: \$ 2,120.00
Payment Year 11.5 (e.g., 3.5, 7.5, 11.5)

No charge was applied to your credit card account.PAYMENT RECEIPT DATE 02/23/2011
(Mailroom Date Stamp)

Your payment was not accepted for the following reason(s):

- ☐ 1. The maintenance fee for the above-identified patent was previously paid on _____.
☐ Information regarding the previous payment is stated in item 8 below.
- ☒ 2. The patent expired on 02/23/2011. See "Patent Expiration" section below.
- ☐ 3. The fee was paid too early. See 37 CFR 1.366(b). Pursuant to 37 CFR 1.362(d), the payment window will open for the above-identified patent on _____.
- ☐ 4. Your payment was not sufficient to cover the maintenance fee and any required surcharge for the above-identified patent. An additional amount of \$ _____ is/was required.
- ☐ 5. The above-identified patent was reissued. In accordance with 37 CFR 1.366(d), the reissue patent number and reissue application number must be provided.
- ☐ 6. The payment did not include corresponding patent and application numbers, and was not specially accepted.
- ☐ 7. The above-identified patent is not subject to maintenance fees. No maintenance fees are due on utility patents filed before 12/11/80. No maintenance fees are due on design patents or on plant patents. See 37 CFR 1.362(a) and (b). (The "Resubmitting Maintenance Fee Payment" and "Patent Expiration" sections below do not apply.)
- ☒ 8. Other: Your credit card company declined charges on your credit card.

Resubmitting Maintenance Fee Payment

The six (6) month "grace period" for paying the maintenance fee for the above-identified patent begins on _____ and ends on _____. In addition to the maintenance fee of \$ _____, a resubmitted payment filed in the USPTO during the 6 month "grace period" is required to include a surcharge of \$ _____. (See "Note" at the bottom of this Notice.)

To avoid patent expiration, the maintenance fee plus any required surcharge must be resubmitted in a manner that rectifies all of the indicated reason(s) for payment non-acceptance and *must be filed on or before the date the 6 month "grace period" ends*. Send by facsimile to the Office of Finance, Maintenance Fee Branch at (571) 273-6500, or by mail to the following address: Mail Stop M Correspondence, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450, to the attention of the individual who has signed below.

Patent Expiration

The date the six (6) month "grace period" ends becomes the expiration date of the above-identified patent if the required amount for paying the maintenance fee is not filed in the USPTO by that date. See 37 CFR 1.362(g). Expired patents may be reinstated if a petition as set forth in 37 CFR 1.378 is granted. If the above-identified patent has expired and reason number 5 or 6 above is the only reason indicated for payment non-acceptance, it is possible that the payment may be accepted if resubmitted with a petition as set forth in 37 CFR 1.377, rather than 37 CFR 1.378.

If you have any questions regarding this Notice, contact the Office of Finance, Maintenance Fee Branch at (571) 272-6500. Please ask for the individual who has signed below.

Michael Bangura (571) 272-6365

Printed Name of USPTO Representative

Signature of USPTO Representative

NOTE: All USPTO fees (including patent maintenance fees) are subject to change. If you are making a payment, visit the www.uspto.gov website or contact the Office of Finance to verify the amount due on the date payment is to be made. A maintenance fee payment can be timely made using the certificate of mailing or transmission procedure set forth in 37 CFR 1.8.